

200421532  
(alw)

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF OHIO  
AT CLEVELAND

IN RE: : Case No. 04-24772  
Raymond Murray : Chapter 13  
Debtor : Judge Baxter  
: **ORDER GRANTING RELIEF FROM STAY  
OF THE LEADER MORTGAGE COMPANY  
AKA LEADER MORTGAGE COMPANY, LLC  
C/O U.S. BANK HOME MORTGAGE  
(PROPERTY ADDRESS: 7604 SAGAMORE  
AVENUE, CLEVELAND, OHIO 44103)**

This matter came to be considered on the Motion for Relief From Stay (the "Motion") filed by The Leader Mortgage Company aka Leader Mortgage Company, LLC c/o U.S. Bank Home Mortgage ("Movant"); and a response having been filed by debtor; and a hearing having been held on May 26, 2005.

Movant has alleged that good cause exists for granting the Motion and that Debtor, counsel for Debtor, the Chapter 13 Trustee, and all other necessary parties were served with the Motion and with notice of the hearing date of the Motion.

At the hearing, Susan M. Mandryk appeared on behalf of Movant and no one appeared on behalf of Debtor. The court granted the relief requested and granted the debtor thirty (30) days to reinstate the automatic stay.

**IT IS THEREFORE ORDERED:**

1. The Motion is granted and the automatic stay imposed by Section 362 of the Bankruptcy Code is terminated with respect to Movant, its successors and assigns.

in 5 weeks

2. The Chapter 13 Trustee shall discontinue payments to Movant on its claim under the Chapter 13 Plan filed by the Debtor(s). Movant is directed to file a report of sale promptly following liquidation of the Collateral if any excess proceeds have been received and Movant is given leave to file an unsecured deficiency claim within 60 days after liquidation of the Collateral, if such claim exists.

3. The debtor has thirty (30) days from the entry of this Order to reinstate the automatic stay by tendering sufficient funds to bring the loan post-petition current.

DATED: JUN - 1 2005



\_\_\_\_\_  
UNITED STATES BANKRUPTCY JUDGE

SUBMITTED BY:

/s/ Robert Charles Dix

Robert Charles Dix, Case Attorney  
Ohio Supreme Court #0073507  
LERNER, SAMPSON & ROTHFUSS  
Attorneys for Movant  
P.O. Box 5480  
Cincinnati, Ohio 45201-5480  
(513) 241-3100 ext. 3361

Copies To:

Raymond Murray – PRO SE  
7604 Sagamore Avenue  
Cleveland, Ohio 44103

Craig Shopneck, Trustee  
BP Tower  
200 Public Square, Suite 3860  
Cleveland, OH 44114-2314

Office of the U.S. Trustee  
BP America Building  
200 Public Square  
20th Floor, Suite 3300  
Cleveland, Ohio 44114-2301

Robert Charles Dix, Esq.  
LERNER, SAMPSON & ROTHFUSS  
P.O. Box 5480  
Cincinnati, Ohio 45201-5480